IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 29TH NOVEMBER 2007 / 8TH AGRAHAYANA 1929

Crl.Rev.Pet.No. 4282 of 2007()

CRA.122/2004 of II ADDITIONAL SESSIONS COURT, KOLLAM
CC.232/2002 of JUDL.MAGISTRATE OF FIRST CLASS-I, PUNALUR

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REVN. PETITIONER: REVN. PETITIONER/APPELLANT/ACCUSED

OMANAKUTTAN, AGED 37 YEARS,
S/O. BHASKARAN PILLAI, VASANTHAVILASOM,
ALANCHERRY, YEROOR P.O., PUNALUR.

BY ADV. SRI.R.ARUN RAJ

RESPONDENTS: RESPONDENTS/COMPLAINANT & STATE

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1. JOHNKURIAN,
PUTHENTHOTTATHIL VEEDU, AGASTHYACODE,
ANCHAL VILLAGE.

2. STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY ADV. SRI. C.M. NAZAR, PUBLIC PROSECUTOR
SRI.R.KRISHNAKUMAR (CHERTHALA)

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 29/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Crl.R.P. No. 4282 of 2007

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Dated this the 29th day of November, 2007

ORDER

The accused in C.C. No. 232 of 2002 on the file of the Judicial First Class Magistrate-I, Punalur for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. Crl.M.A.No. 12655 of 2007 has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR,JUDGE.

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